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7 Counsel for Defendant
MORTGAGEIT, INC.

8 UNITED STATES DISTRICT COURT

9 DISTRICT OF NEVADA

10
11 YVETTE WEINSTEIN, CHAPTER 7
12 TRUSTEE OF THE MICHELE L. COUEVES
BANKRUPTCY ESTATE (Re: 1518 Twin
13 Springs Court),

14 Plaintiffs,

15 vs.

16 DONOVAN MCINTOSH, individually,
17 STEARNS LENDING, INC., a foreign
corporation, CREATIVE MORTGAGE
18 CONCEPTS, a domestic company, ROE Rating
Company, GMAC MORTGAGE GROUP, LLC
19 a foreign corporation, MORTGAGEIT, INC., a
foreign corporation, EMC CORP., a foreign
corporation, MAYFLOWER MORTGAGE, a
20 domestic corporation, DOES 1 - 100, inclusive,
ROE CORPORATION 1 - 1000, inclusive,

21 Defendants.
22

CASE NO. 2:10-cv-00431-KJD-RJJ

**STIPULATION AND ORDER TO
DISMISS MORTGAGEIT, INC.,
STEARNS LENDING, INC., GMAC
MORTGAGE GROUP, LLC. AND
EMC CORP.,**

AND

**TO VACATE ALL PENDING
MOTIONS**

23 IT IS HEREBY STIPULATED AND AGREED, by and between Defendants,
24 MortgageIT, INC, ("MortgageIT"), Stearns Lending, Inc. ("Stearns Lending"), GMAC Mortgage
25 Group, LLC ("GMAC"), EMC Corp. ("EMC") and Plaintiff, Yvette Weinstein, Chapter 7 Trustee
26 on behalf of Michele L. Coueves Bankruptcy Estate ("Weinstein"), by and through their
27 undersigned counsel, that the Amended Complaint is hereby dismissed with prejudice, with each
28 party to bear its own costs.

Further, all pending motions are hereby vacated.

IT IS FURTHER STIPULATED, that Plaintiff does hereby voluntarily dismiss with prejudice, all other named Defendants in this matter.

Dated: August 11, 2010

By: /s/ Laraine M. I. Burrell
Mark G. Tratos
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By: /s/ Cassie R. Stratford
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By: /s/ Colt B. Dodrill
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By: /s/ Jordan J. Butler
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Robert D. Vannah
Mark L. Jackson
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Counsel for *Plaintiff*

ORDER

IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

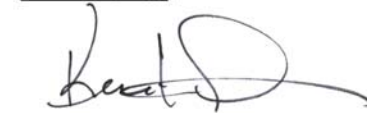
1. That the Amended Complaint is dismissed with prejudice as to MortgageIT, Inc., Stearns Lending, Inc., GMAC Mortgage Group, LLC, and EMC Corp., with each party to bear its own costs.

2. All pending motions are vacated.

3. That the Amended Complaint is dismissed with prejudice as to all other named Defendants.

IT IS SO ORDERED on this 13 day of August, 2010.

By:



U.S. DISTRICT COURT JUDGE

Respectfully submitted by:

GREENBERG TRAURIG, LLP

/s/ Laraine M. I. Burrell

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